

Senate Bill No. 570

CHAPTER 494

An act to amend Section 44099 of the Health and Safety Code, relating to air pollution.

[Approved by Governor October 5, 2011. Filed with
Secretary of State October 6, 2011.]

LEGISLATIVE COUNSEL'S DIGEST

SB 570, Rubio. San Joaquin Valley Unified Air Pollution Control District: high polluter vehicles: schoolbuses.

(1) Existing law, until January 1, 2013, requires the San Joaquin Valley Unified Air Pollution Control District (district) to develop and administer, in consultation with the State Air Resources Board, a voluntary program to remove high polluter vehicles within the district by exchanging high polluter vehicles in the district for donated vehicles, as provided.

This bill would repeal these provisions, and instead require the district to administer, until January 1, 2014, a voluntary program to replace or retrofit high emitting schoolbuses in the San Joaquin Valley. By imposing duties on a local air district, the bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

The people of the State of California do enact as follows:

SECTION 1. Section 44099 of the Health and Safety Code is amended to read:

44099. (a) As used in this section, "district" means the San Joaquin Valley Unified Air Pollution Control District.

(b) The district, in consultation with the state board, shall administer a voluntary program to replace or retrofit high emitting schoolbuses in the San Joaquin Valley.

(c) In selecting projects, the district shall follow the state board's 2008 Lower-Emission School Bus Program Guidelines, and shall give priority to model year 1987 and older schoolbuses.

(d) Any interest generated from the funds allocated to the district from the Traffic Congestion Relief Fund, established by Section 14556.5 of the

Government Code, for the purposes of paragraph (100) of subdivision (a) of Section 14556.40 of the Government Code may be used, upon appropriation by the Legislature, by the district for the purpose of administering the program established in this section.

(e) By January 1, 2013, and by January 1, 2014, the district shall submit a report to the Legislature on the implementation and status of the program, including, but not limited to, the number of schoolbuses replaced or retrofitted and the estimated emission reductions achieved through the program.

(f) This section shall remain in effect only until January 1, 2014, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2014, deletes or extends that date.

SEC. 2. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.